ORDINANCE NUMBER 1

SERIES 1973

AN ORDINANCE DECLARING PART OF ELGIN RURAL FIRE PROTECTION DISTRICT HERETOFORE ANNEXED TO THE CITY OF ELGIN WITHDRAWN FROM SAID DISTRICT.

THE CITY OF ELGIN DOES ORDAIN as follows:

Section 1: That part of Elgin Rural Fire Protection District heretofore annexed to the City of Elgin and described in Exhibit "A" hereto attached and by this reference made a part hereof is hereby declarded withdrawn from said district.

PASSED and ADOPTED this 13 day of February, 1973.

APPROVED this 13 day of February, 1973.

Milton Hughes
Mayor

ATTESTED and FILED this 13 day of February, 1973.

Ron Scoubes
City Recorder

EXIBIT "A"

Commencing at a point on the South boundary of Section 10, Township 1, North, Range 39 East of the Willamette Meridian, said point being S 89 56' E a distance of 2,714.5 feet from the Southwest corner of said Section 10, thence North 370 feet; thence S 89 56' E 470 feet; thence North six feet; thence S 89 56' E 299 feet; thence South 65 feet; thence S 89 56' E 97 feet; thence South 280 feet more or less to the South line of the Southeast Quarter of Section 10, Township 1, North, Range 39 East of the Willamette Meridian; thence West along the South line of said Section, 866 feet to the point of beginning.

Situate in the South Quarter of Section 10, Township 1, North, Range 39 East of the Willamette Meridian Union County, Oregon.

Commencing at a point on the east line of the La Grande-Joseph Highway (State Highway # 82), 100 feet southerly from the intersection of said highway with the property division line established be decree of the Circuit Court of Union County, Oregon, June 14, 1949 (Journal 49, page 94, suit roll # 15786), said point of beginning being the southwest corner of property of Nellie B. Hale; running thence east 200 feet; thence south 200 feet; thence southwesterly approvimately 250 feet to a point on the east line of said Highway which is 350 feet southerly from point of beginning; thence 350 feet northerly along east boundary of Highway to point of beginning.

Situate in North one-half of Northeast Quarter of Section 22, Township 1, North, Range 39 EWM, Union County, Oregon.

CERTIFICATE OF POSTING

STATE OF OREGON)
COUNTY OF UNION) SS:
CITY OF ELGIN)

I, Ronald D. Scoubes, Recorder of the City of Elgin, hereby certify that on the 18th day of January, 1973, I posted duplicate originals of the Notice hereto attached, marked Exhibit "A", and by this reference made a part of this certificate, in four public places in the City of Elgin, Oregon, and caused the same to be posted for a period of two successive weeks prior to the day of hearing designated therein, and that such notices were posted in the following places, eash of said places being a public place in the City of Elgin.

(1) Post Office

(2) City Recorder Office

(3) Utility pole at intersection of Division and 8th Street

(4) Police Department Office.

DATED this 18th day of January, 1973.

Ronald D Scoubes
Ronald D. Scoubes, Recorder

NOTICE OF HEARING RE WITHDRAWAL OF PART OF ELGIN
RURAL FIRE PROTECTION DISTRICT FROM SAID DISTRICT

NOTICE is hereby given that on the 1st day of February, 1973, at 7:30 P. M. in the Council Chambers in the City Hall in Elgin, Oregon, a public hearing will be held on the question of the withdrawal of the hereinafter described property from Elgin Rural Fire Protection District, said property having heretofore been annexed to the City of Elgin and being particularly described as:

> Commencing at a point on the east line of the La Grande-Joseph Highway (State Highway # 82), 100 feet southerly from the intersection of said highway with the property division line established by decree of the Circuit Court of Union County, Oregon, June 14, 1949 (Journal 49 page 96, suit roll # 15766), said point of beginning being the southwest corner of property of Nellie E. Hale; running thence east 200 feet; thence south 200 feet; thence southwesterly approximately 250 feet to a point on the east line of said Highway which is 350 feet southerly from point of beginning; thence 350 feet northerly along east boundary of Highway to the point of beginning.
>
> Situate in the North one-half of Northeast Quarter of Section 22, Township 1, North, Range EWM, Union County, Oregon.

At said hearing of the City Council of the City of Elgin will hear objections to the withdrawal and determine whether such withdrawal is for the best interest of the City.

PUBLISHED and POSTED pursuant to Resolution of the City Council of Elgin and dated this 18 day of January, 1973.

Ronald D. Scoubes, Recorder

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Commencing at a point on the east line of the La Grande-Joseph Highway (State Highway # 82), 100 feet southerly from the intersection of said highway with the property division line established by decree of the Circuit Court of Union County, Oregon, June 14, 1949 (Journal 49 page 94, suit roll # 15786), said point of beginning being the southwest corner of property of Nellie B. Hale; running thence east 200 feet; thence south 200 feet; thence southwesterly approximately 250 feet to a point on the east line of said Highway which is 350 feet southerly from point of beginning; thence 350 feet northerly along east boundary of Highway to the point of beginning.

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> Commencing at a point on the South boundary of Section 10, Township 1, North, Range 39 East of the Willamette Meridian, said point being S 89° 56' E a distance of 2,714.5 feet from the Southwest corner of said Section 10, thence North 370 feet; thence S 89° 56' E 470 feet; thence North six feet; thence S 89° 56' E 299 feet; thence South 65 feet; thence S 89° 56' E 97 feet; thence South 280 feet more or less to the South line of the Southeast Quarter of Section 10, Township 1 North Range 39 East of the Willamette Meridian; thence West along the South line of said Section, 866 feet to the point of beginning.
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PUBLISHED and POSTED pursuant to Resolution of the City Council of the City of Elgin and dated this 18th day of January, 1973.

Ronald D. Scoubes, Recorder

CARL G. HELM
LAWYER
WEST-JACOBSON BUILDING
LA GRANDE, OREGON
97850
PHONE 963-3104

October 3, 1966

Mrs. Ethel J. Hunt, Recorder
City Hall
Elgin, Oregon

Dear Mrs. Hunt:

Mr. Hartsock, the county assessor, has contacted me concerning the withdrawal of certain property annexed to the City of Elgin from the Elgin Rural Fire Protection District. This matter is covered by O.R.S. 222.510 et sequentia, and a photographic copy of relevant portions of the statute is attached for your reference.

Also attached are a proposed resolution, ordinance, certificate of posting and notice of hearing for use in connection with the withdrawal of the property in question from the Elgin Rural Fire Protection District in the Council elects to proceed with that matter. Copies of the resolution, and of the ordinance are included for distribution to the Mayor and members of the Council, assuming that you would prefer to handle resolutions and ordinances in this manner and to permit the Mayor and the members of the Council to complete their files in such matters if they so elect.

You will note that in order to withdraw the annexed area it is necessary that the Council adopt the proposed resolution and that notice be published and posted. The period required for publishing and posting is "two successive weeks prior to the date of hearing", and your certificate of posting should be executed and filed with the other materials in due course, Of course, the affidavit of publication of the appropriate officer of the newspaper should also be obtained and included with these materials.

If you have any question concerning the matter please get in touch with me.

Very truly yours,

Carl G. Helm

CGH/da
Attach.

cc: Mr. Dick Hartsock, County Assessor, Mr. Lloyd C. Spikes, Mayor